



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

DEAN D. EFSTATHIOU, Acting Director

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September 9, 2008

IN REPLY PLEASE
REFER TO FILE:

MP-5

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**RESOLUTION OF SUMMARY VACATION
A PORTION OF VALLECITO DRIVE NORTHWEST OF THE INTERSECTION OF
LAS LOMITAS DRIVE AND THE REALIGNED PORTION OF VALLECITO DRIVE
UNINCORPORATED COMMUNITY OF HACIENDA HEIGHTS
(SUPERVISORIAL DISTRICT 4)
(3 VOTES)**

SUBJECT

This action is to vacate a portion of Vallecito Drive northwest of the intersection of Las Lomitas Drive and the realigned portion of Vallecito Drive, which is no longer needed for public use, in the unincorporated community of Hacienda Heights.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that this action is categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that:
 - a. A portion of Vallecito Drive northwest of the intersection of Las Lomitas Drive and the realigned portion of Vallecito Drive has been superseded by the relocation of the road right of way, will not cut off access to another person's property, and will not terminate a public service easement, and that it may, therefore, be vacated

pursuant to Section 8330 (a) and (b) of the California Streets and Highways Code.

- b. A portion of Vallecito Drive northwest of the intersection of Las Lomitas Drive and the realigned portion of Vallecito Drive is excess right of way not required for street or highway purposes and that it may, therefore, be vacated pursuant to Section 8334 (a) of the California Streets and Highways Code.
- c. A portion of Vallecito Drive northwest of the intersection of Las Lomitas Drive and the realigned portion of Vallecito Drive is not useful as a nonmotorized transportation facility, as required by Section 892 of the California Streets and Highways Code.

- 3. Adopt the Resolution of Summary Vacation.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to vacate a portion of Vallecito Drive northwest of the intersection of Las Lomitas Drive and the realigned portion of Vallecito Drive (Easement) since it no longer serves the purpose for which it was dedicated and is not required for public use.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Fiscal Responsibility (Goal 4). The vacation of the Easement will eliminate unnecessary maintenance costs and reduce the County of Los Angeles' (County) possible future liability.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The vacation processing fee was waived since this action is a result of a County-initiated project. The waiver was authorized by your Board in a resolution adopted May 4, 1982, Synopsis 62 (Fee Schedule), and as prescribed in Section 8321 (f) of the California Streets and Highways Code.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The area to be vacated contains approximately 8,218 square feet and is shown on the map attached to the resolution.

The California Streets and Highways Code Section 8330 provides "(a) The legislative body of a local agency may summarily vacate a street or highway that has been superseded by relocation. (b) A street or highway shall not be summarily vacated pursuant to this section if vacation would do either of the following: (1) Cut off all access to a person's property which, prior to relocation, adjoined the street or highway. (2) Terminate a public service easement, unless the easement satisfies the requirements of Section 8333."

The California Streets and Highways Code Section 8334 provides "The legislative body of a local agency may summarily vacate any of the following: (a) An excess right-of-way of a street or highway not required for street or highway purposes."

The County's interest in the Easement was acquired in 1913 by dedication in Tract No. 2421, recorded in Book 24, pages 15 to 18, inclusive, of Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles as an easement for public road and highway purposes.

Public Works' Road Maintenance Division initiated the vacation of a portion of Vallecito Drive since it is outside of the operating 80-foot-wide road right of way for the new alignment and is not required for public use. As part of the new alignment, curb, gutter, and sidewalk were constructed at both ends of the proposed vacation area, eliminating vehicular access.

Adoption of the attached resolution and the subsequent recordation will terminate the County's rights and interest in the Easement. Your action will result in the properties being unencumbered of the Easement and available to the property owners for use without restriction of the Easement.

ENVIRONMENTAL DOCUMENTATION

This action is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) as specified in Sections 15305 and 15321 of the State CEQA Guidelines which state that this class of projects consisting of minor alterations in land use limitations and actions to revoke entitlement for use, issued and adopted by the regulatory agency, have been determined not to have a significant effect on the environment.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

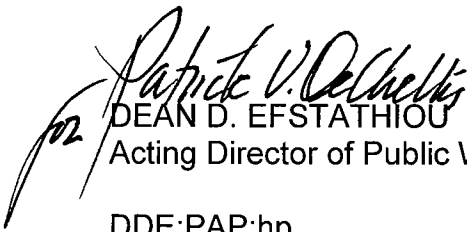
This action will allow for additional property taxes through elimination of the Easement.

The Honorable Board of Supervisors
September 9, 2008
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CONCLUSION

Please return one adopted copy of this letter and one original and one copy of the resolution to the Department of Public Works, Mapping & Property Management Division, together with a copy of your Board's minute order. Retain one original for your files.

Respectfully submitted,


DEAN D. EFSTATHIOU
Acting Director of Public Works
DDE:PAP:hp

Attachment

c: Chief Executive Office
County Counsel

**RESOLUTION OF SUMMARY VACATION
A PORTION OF VALLECITO DRIVE NORTHWEST OF THE INTERSECTION OF
LAS LOMITAS DRIVE AND THE REALIGNED PORTION OF VALLECITO DRIVE**


THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES
HEREBY FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:

1. The County of Los Angeles is the holder of an easement for public road and highway purposes (hereinafter referred to as the Easement) in, over, and across the real properties legally described in Exhibit A and depicted on Exhibit B, both attached hereto. The Easement, northwest of the intersection of Las Lomitas Drive and the realigned portion of Vallecito Drive, is located in the unincorporated community of Hacienda Heights in the County of Los Angeles, State of California.
2. The Easement has been superseded by relocation, will not cut off access to another person's property, and will not terminate a public service easement.
3. The Easement is excess right of way not required for street or highway purposes.
4. There are no existing public utility facilities that will be affected by the vacation of the Easement.
5. The Easement is not useful as a nonmotorized transportation facility as defined in Section 887 of the Streets and Highways Code.
6. The Easement is hereby vacated pursuant to Chapter 4, Part 3, Division 9 of the Streets and Highways Code, State of California, commencing with Section 8330.
7. Public Works be authorized to record the certified original resolution in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, at which time the Easement shall no longer constitute a public easement.
8. From and after the date this resolution is recorded, the Easement no longer constitutes a street or highway easement.

The foregoing resolution was on the 9TH day of SEPT, 2008, adopted by the Board of Supervisors of the County of Los Angeles, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.



SACHI A. HAMAI
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

By  Deputy

APPROVED AS TO FORM:

RAYMOND G. FORTNER, JR.
County Counsel

By  Deputy

JLS:hp
P5:\Resolution\M0576103

EXHIBIT A

VALLECITO DRIVE NORTHWEST OF THE INTERSECTION OF LAS LOMITAS DRIVE AND THE REALIGNED PORTION OF VALLECITO DRIVE

A.I.N. 8215-018 and 8221-016 and 034

T.G. 678-A4

I.M. 099-277

R.D. 416

S.D. Fourth District

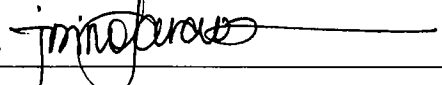
M0576103

LEGAL DESCRIPTION **(Vacation of Easement)**

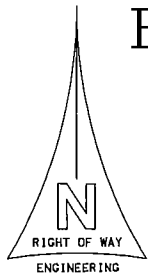
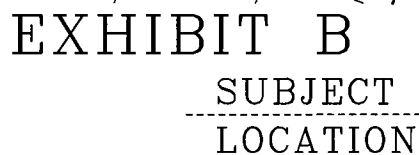
That portion of VALLECITO DRIVE, 40 feet wide, as shown on map of Tract No. 29568, filed in Book 828, pages 36 and 37, of Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles within the following described boundaries:

Beginning at the southeasterly corner of Lot 9 of said tract, said corner also being a point on that certain curve concave to the north and shown having a radius of 268 feet in the generally southeasterly line of said Lot 9, a radial of said curve to said point bears South 15°17'47" East; thence North 31°43'45" East along the southeasterly line of said Lot 9 and its northeasterly prolongation, a distance of 283.24 feet to the westerly side line of that certain 80-foot strip of land for Vallecito Drive described as Part A of Parcel 3 -10B in a Final Order of Condemnation had in Superior Court Case No. C430468, a certified copy of which was recorded on June 11, 1984, as Document No.84-693807, of Official Records, in the office of said Registrar-Recorder/County Clerk, said westerly side line is also shown as "Proposed Right of Way line" for Vallecito Drive, 80 ft wide, on County Surveyor's Map No. B-5446, on file in the office of the Director of the Department of Public Works of said county; thence southerly along said westerly side line to the northwesterly line of Lot 14 of Tract No. 2421, as shown on map recorded in Book 24, pages 15 to 18, inclusive, of said Maps; thence southwesterly along said northwesterly line to the northwesterly line of the southeasterly 12 feet of said last-mentioned lot, the southwesterly prolongation of said last-mentioned northwesterly line being tangent at its southwesterly terminus to said curve having a radius of 268 feet; thence southwesterly along said southwesterly prolongation to said last-mentioned curve; thence continuing southwesterly along said last mentioned curve to the point of beginning.

Containing: 8,217 ± square feet

APPROVED AS TO DESCRIPTION
<u>August 7, 2008</u>
COUNTY OF LOS ANGELES
By <u></u>
SUPERVISING CADASTRAL ENGINEER III
Mapping and Property Management Division

This real property description has been prepared in conformance with the Professional Land Surveyors Act. The signatory herein is exempt pursuant to Section 8726 of the California Business and Professions Code.



LEGEND



Proposed
Vacation
8,218 ± s.f.

REVISIONS	1.	2.	3.
PUBLIC WORKS	MAPPING & PROPERTY MANAGEMENT DIVISION		
T.G. 678-A-4	VALLECITO DRIVE NW/O LAS LOMITAS DRIVE		DRAWING NO. M0576103 WAS M0276103
I.M. 099-277			